

7jgmtwoh (7/12)

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF MISSOURI**

**In Re:** Kyle Paul Theobald and Linn NMN Theobald  
**Debtor**

**Bankruptcy Case No.**  
13-60595-abf7

**The Bank of New York Mellon, FKA The Bank of New  
York** **Adversary Case No.**  
Select Portfolio Servicing as servicer for THE BANK OF 13-06025-abf  
NEW YORK MELLON FKA THE BANK OF NEW  
YORK, AS TRUSTEE FOR THE  
CERTIFICATE-HOLDERS, CWALT, INC.,  
ALTERNATIVE LOAN TRUST 2007-HY7C  
MORTGAGE PASS-THR

Plaintiff(s)

v.

**Kyle Paul Theobald**  
**Linn NMN Theobald**  
**Mortgage Electronic Registration Systms., Inc.**  
**Fred C. Moon**  
Defendant(s)

**JUDGMENT**

The issues of this proceeding having been duly considered by the Honorable Arthur B. Federman , United States Bankruptcy Judge, and a decision having been reached without trial or hearing.

**IT IS ORDERED AND ADJUDGED:** Judgment by default in favor of Plaintiff, The Bank of New York Mellon, be and is hereby entered against separate Co-Defendants, Kyle P. Theobald, Linn Theobald, and Mortgage Electronic Systems(MERS) on Plaintiff's Petition for Declaratory Judgment and the Co-Defendant Chapter 7 Trustee's Counterclaim Pursuant to 11 U.S.C. section 544(a) as modified by and in accordance with the Stipulated Settlement reached and announced on the record between Plaintiff, The Bank of New York Mellon and Co-Defendant and Counter-Claimant, Fred C. Moon, Chapter 7 Trustee.



Ann Thompson  
Court Executive

By: /s/ Sharon Greene  
Deputy Clerk

Date of issuance: 9/27/13

Court to serve